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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
063285	8-2-79	KEITH C. MURDOCK ET AL.	27,962

EDWARD A. CONROY, JR.
1937 WEST MAIN ST.
STAMFORD, CT 06904

EXAMINER	
Goldberg	
ART UNIT	PAPER NUMBER
125	13

MAILED
DATE MAILED:

This is a communication from the examiner in charge of your application.

COMMISSIONER OF PATENTS AND TRADEMARKS

JAN 8 1981

☐ This application has been examined.

☒ Responsive to communication filed on 9/24/80 + 10/9/80 = 12/5/80

☒ This action is made final.

A shortened statutory period for response to this action is set to expire 3 month(s), _____ days from the date of this letter.
Failure to respond within the period for response will cause the application to become abandoned. 35 U.S.C. 133

Part I THE FOLLOWING ATTACHMENT(S) ARE PART OF THIS ACTION:

- ☐ Notice of References Cited by Examiner, PTO-892
- ☐ Notice of Informal Patent Drawing, PTO-948
- ☐ Notice of References Cited by Applicant, PTO-1449
- ☐ Notice of Informal Patent Application, Form PTO-152

Part II SUMMARY OF ACTION

- ☒ Claims 82-110 are pending in the application.

Of the above, claims _____ are withdrawn from consideration.

- ☐ Claims _____ have been cancelled.

- ☒ Claims 84-110 if in independent form. are allowed.

- ☒ Claims 82+83 are rejected.

- ☐ Claims _____ are objected to:

- ☐ Claims _____ are subject to restriction or election requirement.

- ☐ The formal drawings filed on _____ are acceptable.

- ☐ The drawing correction request filed on _____ has been ☐ approved. ☐ disapproved.

- ☐ Acknowledgment is made of the claim for priority under 35 U.S.C. 119. The certified copy has

☐ been received. ☐ not been received. ☐ been filed in parent application, serial no. _____

filed on _____

- ☐ Since this application appears to be in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11; 453 O.G. 213.

- ☐ Other

Serial No. 063285

2

Art Unit 125

The specification is objected to with regard to the statements on page 32, lines 23-26, 29 and 30 and page 37, lines 14-30 involving the treatment of Leukemia and cancer including melanocarcinomas, lung carcinomas and mammary tumors in mammals. Cancellation of said statements in mammals is in order. See In re Gottlieb, 140 USPQ at page 668.

Claims 82 and 83 are rejected as failing to define the invention under 35 USC 112, second paragraph. Claim 82 and 83 fail to differ in scope since the same composition is being claimed.

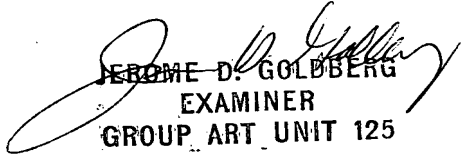
This action is made Final.

JGoldberg:jag

A/C 703

557-2575

12-8-80


JEROME D. GOLDBERG
EXAMINER
GROUP ART UNIT 125